THE HON'BLE SRI JUSTICE V.ESWARAIAH

Writ Petition No.10786 of 2007

-

-

ORDER:

It is the case of the petitioner, namely, Banda Mallesh-alias-Ramesh that he is the owner and pattedar to an extent of Ac.0.9 guntas in Sy.No.866/ , Ac.0.9 guntas in Sy.No.866/ , Ac.0.10 guntas in Sy.No.866/ , Ac.0.15 guntas in Sy.No.232/ , Acs.3.00 in Sy.No.539/ , Ac.0.36 guntas in Sy.No.607, Ac.0.15 guntas in Sy.No.732, Ac.0.31 guntas in Sy.No.793, Ac.0.21 guntas in Sy. No.794/ of Atmakur village, Metpally Mandal, and pattedar passbooks also have been issued in his favour. While so, the Gram Panchayat, Atmakur, with an intention to lay a road without acquiring the land and without paying the compensation and instead of laying the straight road that shall pass through the lands of the respondents 3 and 5, made a survey and some stone pillars are sought to be erected in the lands of the petitioner. The only grievance of the petitioner is that if the Gram Panchayat wants to lay a road through the land of the petitioner, it is always open for it to acquire the land by paying the compensation and lay a road, but not without following the procedure contemplated under law.

Though notices have been served, no counter has been filed and the averments of the petition have not been disputed.

Having regard to the facts and circumstances of the case, the Writ Petition is disposed of directing the official respondents not to dispossess the petitioner from any portion of the patta land of the petitioner either for laying the road or for any other purpose, without following the due procedure of law. No order as to costs.

_____

V.ESWARAIAH, J.

12th November, 2007.

Note: Issue C.C. in three days.

B/O

Skmr

THE HON'BLE SRI JUSTICE V.ESWARAIAH

Writ Petition No.10786 of 2007

Dated 12th November, 2007

Between:

Banda Mallesh-alias-Ramesh

.. Petitioner

And

The Grampanchayat, Atmakur Village,
represented by Panchayath Secretary,
Atmakur Village, Metpally Mandal,
Karimnagar District and others .. Respondents